

1 MICHELE BECKWITH
Acting United States Attorney
2 MATHEW W. PILE
Associate General Counsel
3 Office of Program Litigation, Office 7
Oscar Gonzalez de Llano
4 Special Assistant United States Attorney
Social Security Administration
5 Office of General Counsel
6 6401 Security Boulevard
Baltimore, MD 21235
7 Telephone: (510) 970-4818
Email: Oscar.Gonzalez@ssa.gov
8 Attorneys for Defendant

9
10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12
13 JACOB ALAN HEER,

14 Plaintiff,

15 v.

16 Commissioner of Social Security,

17 Defendant.

No. 2:24-cv-01943-AC

STIPULATION TO VOLUNTARY REMAND
PURSUANT TO SENTENCE FOUR OF
42 U.S.C. § 405(g) AND TO ENTRY OF
JUDGMENT; [~~PROPOSED~~] ORDER

18
19
20 IT IS HEREBY STIPULATED, by and between the parties, through their undersigned
21 attorneys, and with the approval of the Court, that the Commissioner of Social Security has
22 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The
23 purpose of the remand is to offer Plaintiff a new decision.

24 On remand, the Commissioner will further develop the record as necessary, offer
25 Claimant an opportunity for another hearing and issue a new decision. The remand proceedings
26 will be conducted consistent with agency policy, including Hearings, Appeals, and Litigation
27 Law Manual (HALLEX) I-4-5-5. The parties further request that the Clerk of the Court be
28 directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final
Stip. to Remand

1 decision of the Commissioner.
2

3 Respectfully submitted this 15th day of January, 2025.
4

5 MICHELE BECKWITH
Acting United States Attorney

6 By: s/ Oscar Gonzalez de Llano
7 OSCAR GONZALEZ DE LLANO
8 Special Assistant United States Attorney
Attorneys for Defendant
9

10 LAW OFFICES OF FRANCESCO BENAVIDES


11 By: s/ FRANCESCO P. BENAVIDES
12 FRANCESCO P. BENAVIDES
13 (*as authorized by email)
Attorney for Plaintiff
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Stip. to Remand

ORDER

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings consistent with the terms of the Stipulation to Remand.

DATED: January 15, 2025


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE

Stip. to Remand